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5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
7 AT SEATTLE

8 UNITED STATES OF AMERICA, )  
9 )  
10 Plaintiff, ) Case No. MJ08-346  
11 v. )  
12 ) ORDER DENYING  
GORDON LEE PARKIN, ) GOVERNMENT'S MOTION TO  
Defendant. ) STAY ORDER OF RELEASE  
)

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13 On August 5, 2008 the Court ordered the defendant Gordon Lee Parkin released on  
14 conditions set forth in an appearance bond. (Dkt. No. 6). On August 6, 2008, the United States  
15 moved the Court to stay that order. (Dkt. No. 7).

16 The Bail Reform Act mandates the release of a person pending trial unless the Court "finds  
17 that no condition or combination of conditions will reasonably assure the appearance of the  
18 person as required and the safety of any other person in the community." 18 U.S.C. § 3142(e).  
19 Based on the factors contained in 18 U.S.C. § 3142(g), the report prepared by United States  
20 Pretrial Services, the record herein and heretofore, and the arguments and oral representations  
21 made by the parties, the Court found, on August 5, 2008 that there are conditions of release that  
22 will reasonably assure the Defendant's appearance and the community's safety.  
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The motion made by the United States to stay release fails to provide any new information bearing on the issue of whether there are no conditions which will reasonably assure the appearance of the defendant as required and the safety of any other person in the community.

For the foregoing reasons, the Court DENIES the motion of the United States for a stay of the release order.

The clerk shall direct copies of this order to counsel for the United States, to counsel for the defendant, to the United States Marshal, and to the United States Pretrial Services Officer.

DATED this 6<sup>TH</sup> day of August, 2008.

s/ BRIAN A. TSUCHIDA  
BRIAN A. TSUCHIDA  
United States Magistrate Judge